



RO'd PCT/PTC 31 MAY 2002 #6

PATENT  
Docket No. 310048-347  
Avery No. 2293-US

Express Mailing Label No. EL 763793053 US

I hereby certify that this correspondence and the attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee," under 37 C.F.R. §1.10, on May 31, 2002, addressed to: Asst. Commissioner for Patents, Box DAC, Washington, D.C. 20231.

*Joy Michaels*

Joy Michaels

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application Of: )  
)  
**JAY R. AKHAVE, ET AL.** )  
)  
Serial Number: 09/647,752 )  
)  
Filing Date: December 8, 1997 )  
)  
Entitled: **CONTROLLED DROPLET FORMED** )  
**LAYERED STRUCTURES** )  
)

Box DAC  
Asst. Commissioner for Patents  
Washington, D.C. 20231  
ATTN: Petition Information  
Crystal Park One, Suite 520  
(M.P.E.P. §1002.02(b), 7<sup>th</sup> ed.)

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Sir:

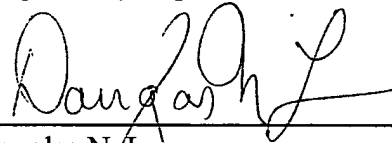
Responsive to the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed January 4, 2001 and having a

shortened response period set to expire on February 4, 2001, and for which a Petition to Revive Based on Unintentional Abandonment of Application is filed herewith, Applicants are submitting herewith (1) a copy of that Notice; (2) a Declaration and Petition executed by the inventors; (3) a Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor; and (4) a return postage paid post card; (5) said Petition and (6) a check for \$1,280.00 for said Petition.

Please charge the surcharge (37 CFR 1.492(e)) and any other fees which may be due with this filing to our Deposit Account No. 16-2230.

Accordingly, it is respectfully requested that the official Filing Receipt be issued at an early date.

Respectfully requested,



Douglas N. Larson  
Registration No. 29,401

Dated: May 31, 2002

**OPPENHEIMER WOLFF & DONNELLY LLP**  
2029 Century Park East, 38th Floor  
Los Angeles, California 90067-3024  
Telephone: (310) 788-5000  
Facsimile: (310) 788-5100



## UNITED STATES DEPARTMENT OF COMMERCE

## Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/647752	AKHAVE	J 310048-347-U

ALAN C ROSS  
OPPENHEIMER WOLFF & DONNELLY  
SUITE 3800  
2029 CENTURY PARK EAST  
LOS ANGELES, CA 90067 3038

INTERNATIONAL APPLICATION NO.	
PCT/US98/25875	
I.A. FILING DATE	PRIORITY DATE
07 DEC 98	08 DEC 97
DATE MAILED: 04 JAN 2001	

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee.  
☒ Copy of the international application in:  
☐ a non-English language.  
☒ English.
- ☐ Translation of the international application into English.  
☐ Oath or Declaration of inventors(s) for DO/EO/US.  
☐ Copy of Article 19 amendments.  
☐ Translation of Article 19 amendments into English.  
☒ The International Preliminary Examination Report in English and its Annexes, if any.  
☐ Translation of Annexes to the International Preliminary Examination Report into English.  
☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_  
☒ Information Disclosure Statement(s) filed OCT 04 2000 and \_\_\_\_\_  
☐ Assignment document.  
☒ Power of Attorney and/or Change of Address.  
☐ Substitute specification filed \_\_\_\_\_  
☐ Verified Statement Claiming Small Entity Status.  
☐ Priority Document.  
☒ Copy of the International Search Report ☒ and copies of the references cited therein.  
☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.  
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.  
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

John L. Anderson

Telephone: 703-308-9116